



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/046,668
Applicant : Pulkkinen et al.
Filed : January 14, 2002
Title : HEART RATE MONITOR

TC/A.U. : 2302
Examiner : Roderick D. Bradford

Confirmation No. : 2302
Docket No. : 187-64
Dated : October 18, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Primary Examiner,
mailed **May 19, 2004**, finally rejecting claims **1-19**.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANTS

This application is on behalf of

☒ other than a small entity .
☐ small entity.

A verified statement claiming small entity status

☐ is attached.
☐ was already filed on _____.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

☒ MAILING
Deposited with the United States Postal Service with sufficient
postage as first class mail in an envelope addressed to the
Commissioner for Patents, Alexandria, VA 22313-1450

☐ FACSIMILE
Transmitted by facsimile to the
Patent and Trademark Office

10/21/2004 FMEK11 0000011 10046668

01 FC:1252
02 FC:1401

430.00 OP
340.00 OP

Maureen Esposito
Signature

Date: October 18, 2004

Maureen Esposito

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e), the fee for filing the Notice of Appeal is:

<input type="checkbox"/>	small entity	\$170.00
<input checked="" type="checkbox"/>	other than small entity	\$340.00
Notice of Appeal fee due		<u>\$340.00</u>

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(complete (A) or (B), as applicable)

- (A) ☒ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below (fees: 37 CFR 1.17(a)-(d)):

	Extension (months)	Fee for Other than Small Entity	Fee for Small Entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/>	two months	\$ 430.00	\$215.00
<input type="checkbox"/>	three months	\$ 950.00	\$475.00
<input type="checkbox"/>	four months	\$1,480.00	\$740.00

Fee due for indicated extension **\$ 430.00**

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

Extension fee due with this request **\$ 430.00**

OR

- (B) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. **TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$ 340.00
Extension fee (if any) \$ 430.00

TOTAL FEE DUE \$ 770.00

5. **FEE PAYMENT**

☒ Attached is a check in the sum of \$ 770.00.

☐ Charge Account No. _____ the sum of \$ _____

A duplicate of this transmittal is attached.

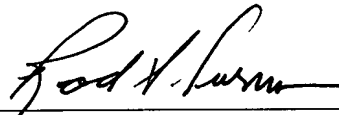
6. **FEE DEFICIENCY**

☒ If any additional extension and/or fee is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

AND/OR

☒ If any additional fee for claims is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

Respectfully submitted,



Rod S. Turner
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